

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.

PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CASE(S)
ON THE EXHIBIT ATTACHED HERETO.

**ORDER TO DISMISS DEFENDANTS WITHOUT PREJUDICE
(PURSUANT TO PTO NO. 293 AS AMENDED BY PTO NO. 298 – NON-REVISION
GYNECARE PRODUCTS)**

Pursuant to Pretrial Order No. 293 as Amended by PTO No. 298 (hereinafter collectively referred to as the “Non-Revision PTOs”), the plaintiffs (and all derivative plaintiffs), listed on the attached Exhibit A have agreed to dismiss Ethicon, Inc., Johnson & Johnson and Ethicon, LLC¹ (hereinafter referred to as the “Ethicon defendants”) without prejudice. The plaintiffs listed on the attached Exhibit A have filed an Election Form electing to “[d]ismiss [their] presently pending case without prejudice subject to the waiver provisions” in the Non-Revision PTOs. **For the cases listed on the attached exhibit, dismissal without prejudice applies to the Ethicon defendants only.**

The court **ORDERS** that the Ethicon defendants are **DISMISSED WITHOUT PREJUDICE** pursuant to the provisions of the Non-Revision PTOs and, in any case on Exhibit A where the Ethicon defendants are the only remaining defendants, the case is **STRICKEN** from

¹ As used herein, “Ethicon Defendants” refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc., as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327.

the active docket. The court further **ORDERS** that for any case listed on Exhibit A that resides in the Ethicon MDL and names other MDL defendants other than the Ethicon defendants, plaintiffs shall file a Motion to Transfer MDLs within **four (4) weeks** of the entry of this Order.

The court **DIRECTS** the Clerk to file a copy of this order in MDL No. _____ and in each case listed on the attached Exhibit(s) and to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Order to Dismiss filed at ECF No. ____.

ENTER:

EXHIBIT A

2:12-cv-00258	Smith
2:12-cv-00298	White
2:12-cv-00654	Shultis
2:12-cv-00747	Drake
2:12-cv-00748	Byrd
2:12-cv-00756	Woolsey
2:12-cv-00759	Matott
2:12-cv-00769	Burnham
2:12-cv-00867	Rock
2:12-cv-00989	Toups
2:12-cv-01053	Baugher
2:12-cv-01090	Wright
2:12-cv-01268	Honeycutt
2:12-cv-01273	Pratt
2:12-cv-01290	Swink
2:12-cv-01375	Buglewicz
2:12-cv-01488	Ornelas
2:12-cv-01489	Brown
2:12-cv-01737	Sidwell
2:12-cv-01829	Hemingway
2:12-cv-01865	Bowles
2:12-cv-01983	Covington-Branker
2:12-cv-02074	Dawson
2:12-cv-02257	Kuks
2:12-cv-02266	Miller
2:12-cv-02368	Trammell
2:12-cv-02657	Morse
2:12-cv-02672	Young
2:12-cv-02687	Toennies
2:12-cv-02742	Aguilar
2:12-cv-02802	Robertson
2:12-cv-02812	Williams
2:12-cv-02879	Russell
2:12-cv-02912	Hitselberger
2:12-cv-02952	Mullins
2:12-cv-03078	Baez
2:12-cv-03108	Moore

2:12-cv-03198	Young
2:12-cv-03306	Towns
2:12-cv-03309	Hubbard
2:12-cv-03365	Kane
2:12-cv-03367	Reggio
2:12-cv-03368	Augustus
2:12-cv-03369	Chandler
2:12-cv-03520	Moss
2:12-cv-03524	McDonald
2:12-cv-03532	May
2:12-cv-03547	Cupp
2:12-cv-03569	Clingan
2:12-cv-03573	Ackerman
2:12-cv-03614	Neal
2:12-cv-03616	Cox
2:12-cv-03641	Horton
2:12-cv-03652	Davis
2:12-cv-03736	White
2:12-cv-03788	Williams
2:12-cv-03800	Sparks
2:12-cv-03801	Stokely
2:12-cv-03805	Smith
2:12-cv-03849	BecksteadBatis
2:12-cv-03854	Thornwall
2:12-cv-03866	Collins
2:12-cv-03867	Blankenship
2:12-cv-03871	Jackson
2:12-cv-03939	Bates
2:12-cv-03965	Stapleton
2:12-cv-03994	Dumortier
2:12-cv-03995	Metz
2:12-cv-04010	Stokes
2:12-cv-04040	Heady
2:12-cv-04052	Mack
2:12-cv-04065	Sally
2:12-cv-04081	Stephens
2:12-cv-04082	Jenkins
2:12-cv-04083	Taylor
2:12-cv-04092	Lowery
2:12-cv-04100	Dano
2:12-cv-04150	Conrardy

2:12-cv-04196	Alvarado
2:12-cv-04282	Patterson
2:12-cv-04328	Perkins
2:12-cv-04349	Blades
2:12-cv-04358	Thacker
2:12-cv-04395	Mackey
2:12-cv-04508	Sheldon
2:12-cv-04512	Wade
2:12-cv-04515	Browley
2:12-cv-04551	Noles
2:12-cv-04635	Ott
2:12-cv-04696	Jeltema
2:12-cv-04710	Barclay
2:12-cv-04905	Nix
2:12-cv-04962	Laney
2:12-cv-05013	Wollitz
2:12-cv-05053	Birchfield
2:12-cv-05067	Donley
2:12-cv-05246	Baillio
2:12-cv-05252	Gibson
2:12-cv-05255	Roman
2:12-cv-05468	Bignon
2:12-cv-05472	Furrow
2:12-cv-05485	Bowman
2:12-cv-05562	Phung
2:12-cv-05594	Draper
2:12-cv-05701	Woolley
2:12-cv-05702	Yetter
2:12-cv-05712	Thomas
2:12-cv-05723	Tann
2:12-cv-05735	Dabach
2:12-cv-05826	Lowe
2:12-cv-05838	Blevins
2:12-cv-05863	Walker
2:12-cv-05868	Thaxton
2:12-cv-05883	Sanders
2:12-cv-05892	Turner
2:12-cv-05916	Endicott
2:12-cv-05935	Lindsey
2:12-cv-05959	Robertson
2:12-cv-05978	Bone

2:12-cv-05987	Pierce
2:12-cv-05994	Wilkinson
2:12-cv-06079	Alvey
2:12-cv-06216	Lenderman
2:12-cv-06334	Smith
2:12-cv-06357	Bitowt
2:12-cv-06387	Callahan
2:12-cv-06390	Garrison
2:12-cv-06409	Scuderi
2:12-cv-06523	McKeever
2:12-cv-06529	Hickerson
2:12-cv-06531	Larson
2:12-cv-06534	Woodie
2:12-cv-06632	Durkin
2:12-cv-06738	Pegg
2:12-cv-06748	Bland
2:12-cv-06757	Mills
2:12-cv-06840	Christian
2:12-cv-06868	Higgenbotham
2:12-cv-06871	Wagoner
2:12-cv-06910	Guieb
2:12-cv-07140	Johnson
2:12-cv-07209	Haynes
2:12-cv-07325	Claypool
2:12-cv-07414	Forpomes
2:12-cv-07478	Lee
2:12-cv-07481	Thorson
2:12-cv-07482	Suggs
2:12-cv-07515	Woods-Fraley
2:12-cv-07537	Gillson
2:12-cv-07538	Grindle
2:12-cv-07700	Smith
2:12-cv-07718	Conrad
2:12-cv-07726	Rhoden
2:12-cv-07730	Irvin
2:12-cv-07740	Woody
2:12-cv-07768	Harvey
2:12-cv-07902	Palmer
2:12-cv-07907	Bogue
2:12-cv-07920	Salva
2:12-cv-07932	Morin-Alvarez

2:12-cv-07935	Morrison
2:12-cv-07947	Kitchens
2:12-cv-08011	Sloane
2:12-cv-08033	Hurta
2:12-cv-08123	McMillan
2:12-cv-08144	Ashley
2:12-cv-08145	Beebe
2:12-cv-08146	Benavides
2:12-cv-08147	Boyd
2:12-cv-08148	Dorton
2:12-cv-08154	Jensen
2:12-cv-08156	King
2:12-cv-08165	Parker
2:12-cv-08169	Reid
2:12-cv-08170	Roth
2:12-cv-08172	Vaughn
2:12-cv-08173	Watters
2:12-cv-08176	Witt
2:12-cv-08248	Brush
2:12-cv-08277	Williams
2:12-cv-08294	Law
2:12-cv-08309	Pugh
2:12-cv-08356	Taylor
2:12-cv-08430	Bolcar
2:12-cv-08472	Pyfrom-Ward
2:12-cv-08480	Romo
2:12-cv-08490	Flier
2:12-cv-08564	Stotts
2:12-cv-08567	Rivas
2:12-cv-08585	Robertson
2:12-cv-08589	Shaffer
2:12-cv-08646	Perry
2:12-cv-08650	Snelling
2:12-cv-08653	Morris
2:12-cv-08671	Hampton
2:12-cv-08672	Fraley
2:12-cv-08684	Lineske
2:12-cv-08713	North
2:12-cv-08716	Davidson
2:12-cv-08719	Pritzkau
2:12-cv-08759	Bartee

2:12-cv-08763	Burns
2:12-cv-08764	Powell
2:12-cv-08767	Zelitt-Balentine
2:12-cv-08773	O'Brien
2:12-cv-08777	McDonaldson
2:12-cv-08790	Citrano
2:12-cv-08794	Farmer
2:12-cv-08798	Durham
2:12-cv-08801	Adkins
2:12-cv-08803	Spight
2:12-cv-08806	Esco
2:12-cv-08816	Arnold
2:12-cv-08817	Beeler
2:12-cv-08818	Caldwell
2:12-cv-08819	Edwards
2:12-cv-08820	Smith
2:12-cv-08822	Smith
2:12-cv-08823	Cooper
2:12-cv-08831	Wooten
2:12-cv-08843	Phillips
2:12-cv-08845	Bourque
2:12-cv-08848	Mitchell
2:12-cv-08858	Stinson
2:12-cv-08875	Thomas-Secord
2:12-cv-08882	Rodriguez
2:12-cv-08943	Alaniz
2:12-cv-09032	Chadwell
2:12-cv-09148	Pena
2:12-cv-09172	Trevail
2:12-cv-09205	Barnett
2:12-cv-09206	Bauman
2:12-cv-09208	Broglin
2:12-cv-09214	Sandlin
2:12-cv-09253	Richardson
2:12-cv-09265	Harrington
2:12-cv-09309	Pegorch
2:12-cv-09384	Brown
2:12-cv-09392	Phelps
2:12-cv-09412	Presley
2:12-cv-09460	Norton
2:12-cv-09479	Barnett

2:12-cv-09520	Cheston
2:12-cv-09723	Drake
2:12-cv-09784	Harwig
2:12-cv-09792	Helton
2:12-cv-09793	Ahmad
2:12-cv-09817	Kadletz
2:12-cv-09915	Symonds
2:12-cv-09965	Harris
2:12-cv-09966	Perry
2:13-cv-00009	Gray
2:13-cv-00010	Schatzman
2:13-cv-00053	Oseguera
2:13-cv-00119	Poullion
2:13-cv-00148	Ray
2:13-cv-00268	Nettles
2:13-cv-00363	Campbell
2:13-cv-00414	Doherty
2:13-cv-00426	Hedlin
2:13-cv-00427	Wharton
2:13-cv-00516	Gardner
2:13-cv-00548	Paul
2:13-cv-00565	Lee
2:13-cv-00568	Chapman
2:13-cv-00583	Lacey
2:13-cv-00585	Neill
2:13-cv-00594	Wilcox
2:13-cv-00601	Stanfield
2:13-cv-00613	Freeman
2:13-cv-00642	Nickols
2:13-cv-00644	Jacobs
2:13-cv-00651	Brungardt
2:13-cv-00665	Hammack
2:13-cv-00667	McKinney
2:13-cv-00709	Booker
2:13-cv-00716	Repp
2:13-cv-00725	Paul
2:13-cv-00740	Tate
2:13-cv-00822	Harmon
2:13-cv-00824	Peek
2:13-cv-00825	Sargent
2:13-cv-00855	Shepherd

2:13-cv-00866	Whitlatch
2:13-cv-00868	Smith
2:13-cv-00925	Bowling
2:13-cv-00933	Burns
2:13-cv-00934	Finklea
2:13-cv-00940	Copas
2:13-cv-00941	Evans
2:13-cv-00959	Mullins
2:13-cv-00960	Rogers, deceased
2:13-cv-00962	Rougeou-Carter
2:13-cv-00963	Russell
2:13-cv-00966	Stanton
2:13-cv-00973	Cross
2:13-cv-00986	Sanchez
2:13-cv-00996	Orosz
2:13-cv-01007	Forbus
2:13-cv-01058	Grimes
2:13-cv-01078	Castaneda
2:13-cv-01132	Hazard
2:13-cv-01167	Wyatt
2:13-cv-01174	Frey
2:13-cv-01260	May
2:13-cv-01309	Jeffers
2:13-cv-01376	Embry
2:13-cv-01379	Hankins
2:13-cv-01483	Casey
2:13-cv-01486	Ratcliff
2:13-cv-01489	Lustri
2:13-cv-01531	Alexander
2:13-cv-01544	Baldus
2:13-cv-01612	Bellamy
2:13-cv-01628	Frisby
2:13-cv-01640	Seabolt
2:13-cv-01641	Wilhoit
2:13-cv-01647	Breeding
2:13-cv-01682	Berry
2:13-cv-01690	Hoot
2:13-cv-01696	Bubner
2:13-cv-01729	Smith
2:13-cv-01738	Pomeroy
2:13-cv-01766	Beito

2:13-cv-01768	Krantz
2:13-cv-01807	Smith
2:13-cv-01810	Stanfield
2:13-cv-01811	Tabor
2:13-cv-01861	Ackerman
2:13-cv-01870	DeTurk
2:13-cv-01876	Laub
2:13-cv-01887	Denney
2:13-cv-01922	Dearen
2:13-cv-01926	Purper-Lefty
2:13-cv-01935	Rozell
2:13-cv-01962	Holcombe-Wheeler
2:13-cv-01987	Calvisky
2:13-cv-02019	Nichee
2:13-cv-02023	Vahldick
2:13-cv-02043	Quintanilla
2:13-cv-02049	Clinton
2:13-cv-02074	Dorney
2:13-cv-02092	Rice
2:13-cv-02147	Martinez
2:13-cv-02155	Stone
2:13-cv-02178	Scott
2:13-cv-02221	Pearson
2:13-cv-02251	Reso
2:13-cv-02321	Burge
2:13-cv-02322	Campbell
2:13-cv-02328	Richardson
2:13-cv-02390	Frye
2:13-cv-02391	Saldana
2:13-cv-02441	Dix
2:13-cv-02535	Pollard
2:13-cv-02536	Altieri
2:13-cv-02537	Dietz
2:13-cv-02539	Owens
2:13-cv-02544	Kershaw
2:13-cv-02556	Johnson
2:13-cv-02558	Gould
2:13-cv-02560	Hernandez
2:13-cv-02561	Masevicius
2:13-cv-02562	Wagner
2:13-cv-02563	Cline

2:13-cv-02585	Rivas
2:13-cv-02587	Ortiz
2:13-cv-02594	Ratcliffe
2:13-cv-02598	DeWitt
2:13-cv-02603	Morrill
2:13-cv-02614	Edwards
2:13-cv-02621	Gage
2:13-cv-02687	Bradshaw
2:13-cv-02699	Berry
2:13-cv-02710	Harrold
2:13-cv-02740	Graham
2:13-cv-02751	Waggoner
2:13-cv-02819	Stephens
2:13-cv-02843	Horne
2:13-cv-02911	Palmer
2:13-cv-02918	Englestead
2:13-cv-02919	Dillon
2:13-cv-02933	Epps
2:13-cv-02935	Lindquist
2:13-cv-02937	Basa
2:13-cv-02953	Moore
2:13-cv-02981	Rogers
2:13-cv-02985	Djuric
2:13-cv-02996	Feagans
2:13-cv-02999	Suhr
2:13-cv-03002	Torres-Trimble
2:13-cv-03015	Roberts
2:13-cv-03018	Lincoln
2:13-cv-03023	Brosious
2:13-cv-03037	Collins
2:13-cv-03081	Wilde
2:13-cv-03130	Trotter
2:13-cv-03131	Fedric
2:13-cv-03132	St. Duran
2:13-cv-03146	Herrel
2:13-cv-03149	Davis
2:13-cv-03155	Mowery
2:13-cv-03156	Jumper
2:13-cv-03160	Bounds
2:13-cv-03214	Bailey
2:13-cv-03244	Climenson

2:13-cv-03247	Hudak
2:13-cv-03248	Jordan-Jones
2:13-cv-03249	Jordan
2:13-cv-03251	Guerrero
2:13-cv-03315	Montgomery
2:13-cv-03329	Lafrance
2:13-cv-03348	Sanders
2:13-cv-03373	Massey
2:13-cv-03393	Dalton
2:13-cv-03395	Dunnaville
2:13-cv-03398	Miller
2:13-cv-03407	Stephan
2:13-cv-03411	Helgeson
2:13-cv-03442	Bates
2:13-cv-03454	McKee
2:13-cv-03458	Taylor
2:13-cv-03487	Clutter
2:13-cv-03488	Davidson
2:13-cv-03489	Gardner
2:13-cv-03496	Meyer
2:13-cv-03500	Harrison
2:13-cv-03501	Almanzar
2:13-cv-03507	Sims
2:13-cv-03522	Mallory
2:13-cv-03525	Storms
2:13-cv-03527	Luna
2:13-cv-03537	Johnson
2:13-cv-03538	George
2:13-cv-03545	Crowl
2:13-cv-03556	Stepp
2:13-cv-03559	Barnes
2:13-cv-03572	Bowers
2:13-cv-03588	Spinner
2:13-cv-03590	Valtri
2:13-cv-03595	Banks
2:13-cv-03596	Roberts
2:13-cv-03597	Brooks
2:13-cv-03606	Chick
2:13-cv-03617	Bermudez
2:13-cv-03619	Black
2:13-cv-03620	Chase

2:13-cv-03621	Dailey
2:13-cv-03623	Ford
2:13-cv-03638	Moran
2:13-cv-03640	Szwajkowski
2:13-cv-03657	Goodiron
2:13-cv-03666	Olson
2:13-cv-03704	Salkheld
2:13-cv-03705	Shott
2:13-cv-03737	Bryant
2:13-cv-03741	Bowman
2:13-cv-03742	Dube
2:13-cv-03747	Mansour
2:13-cv-03756	Cole
2:13-cv-03758	Adams
2:13-cv-03813	Brown
2:13-cv-03824	Allen
2:13-cv-03828	Ervin
2:13-cv-03832	Joy
2:13-cv-03849	Tumminia
2:13-cv-03856	McNabb
2:13-cv-03899	Roman
2:13-cv-03933	Gant
2:13-cv-03968	McBride
2:13-cv-03983	Broussard
2:13-cv-03990	Garrett
2:13-cv-03993	Harris
2:13-cv-04005	Thompson
2:13-cv-04015	Beane
2:13-cv-04058	Saulnier
2:13-cv-04112	Jones
2:13-cv-04141	Renfrow
2:13-cv-04145	Pace
2:13-cv-04146	Malvaso
2:13-cv-04147	Tompkins
2:13-cv-04159	Fidlar
2:13-cv-04174	Rose
2:13-cv-04177	Mosley
2:13-cv-04180	Allred
2:13-cv-04184	Thorp
2:13-cv-04186	Peacock
2:13-cv-04197	Knight

2:13-cv-04227	King
2:13-cv-04231	Gruber
2:13-cv-04240	Mulkey
2:13-cv-04265	Shields
2:13-cv-04266	Sachs
2:13-cv-04267	Huffaker
2:13-cv-04275	Khakh
2:13-cv-04276	Kitchens
2:13-cv-04279	Hernandez
2:13-cv-04286	Armstrong
2:13-cv-04293	Hobbs
2:13-cv-04294	Grady